

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2013-013552

12/17/2014

HONORABLE ARTHUR T. ANDERSON

CLERK OF THE COURT  
L. Nelson  
Deputy

JOSEPH BELLANTE

RANDALL A HINSCH

v.

ARTURO MARTINEZ, et al.

R COREY HILL

**TRIAL MINUTE ENTRY  
DAY THREE**

Courtroom ECB-511

10:35 a.m. Trial to Jury continues from December 16, 2014. Plaintiff, Joseph Bellante, is present and represented by counsel, Randall A. Hinsch. Defendant, Arturo Martinez, is present and represented by counsel, R. Corey Hill, who also represents Defendant, Kathleen Martinez.

Court Reporter, Mike Benitez, is present and a record of the proceedings is made by audio and/or videotape.

The jury is present.

The jury is instructed by the court as to the law applicable to this cause.

Closing arguments are presented.

The Court reads the closing instruction.

FILED: Final Jury Instructions

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Juror 4 is designated the alternate juror and excused from further consideration of this cause.

11:54 a.m. The jury retires in charge of the sworn bailiff to consider their verdict.

12:12 p.m. Deliberations begin.

12:39 p.m. Respective counsel are telephonically present.

Court Reporter, Mike Benitez, is present and a record of the proceedings is made by audio and/or videotape.

The Court has received a note from the jury. Same is discussed and a written response submitted.

12:42 p.m. Deliberations resume.

Courtroom ECB-511:

1:35 p.m. Respective counsel is present.

Court Reporter, Mike Benitez, is present and a record of the proceedings is made by audio and/or videotape.

The jury is all present in the jury box and by its Foreperson returns into court its verdict, which is read and recorded by the clerk as follows:

**“VERDICT**

(Claim 1: Violation of Statute)

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find as to Plaintiff's claim for Liability:

  X   In favor of Plaintiff, Joseph Bellante, and find the full damages  
to be \$80,000.00.

OR

       In favor of Defendant Arturo Martinez, Jr., et al.”

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The verdict is unanimous and signed by the Foreperson, Juror #1.

**“VERDICT**  
(Claim 2: Negligence)

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find as to Plaintiff’s claim for Negligence:

\_\_\_\_\_ In favor of Plaintiff, Joseph Bellante, and find the full damages  
to be \$\_\_\_\_\_.

We find the relative degree of fault to be:

Joseph Bellante	_____%
Arturo Martinez, Jr.	_____%
TOTAL	100%

OR

\_\_\_\_\_ In favor of Defendant Arturo Martinez, Jr., et al.”

The Verdict (Claim 2: Negligence) is left blank and filed by the Clerk as part of the record.

The jurors reply that this is their true verdict.

The jury is polled at the request of counsel. Each juror replies that is his/her true verdict.

**IT IS ORDERED** directing the Clerk of the Court to seal the signed forms of Verdict, not to be opened without further order of the Court.

FILED: Verdicts (2)

The jury is thanked by the Court and excused from further consideration of this cause.

The verdict having been entered and there being no further need to retain the exhibits not offered in evidence in the custody of the Clerk of the Court,

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**IT IS ORDERED** permanently releasing all exhibits not offered in evidence to the counsel/party causing them to be marked, or to their written designee.

Plaintiff's Exhibits 1-6 are released to counsel, Randall A. Hinsch; and Defendants' Exhibits 9-13 are released to counsel, R. Corey Hill.

**IT IS FURTHER ORDERED** that counsel/party or written designee take immediate possession of all exhibits referenced above.

1:40 p.m. Trial concludes.

FILED: Trial/Hearing Worksheet, Exhibit Worksheet

ISSUED: Exhibit Release Form (2)

**LATER:**

**IT IS ORDERED** that jury fees be assessed against the Defendant, Arturo B. Martinez, Jr., in the sum of **\$763.29**, all in accordance with the formal written Judgment for Jury Fees signed by the Court on December 17, 2014, and filed (entered) by the clerk on December 17, 2014.